

**UNITED STATES BANKRUPTCY COURT
FOR THE WESTERN DISTRICT OF TEXAS
SAN ANTONIO DIVISION**

In re:

BUFFETS, LLC, *et al.*,¹

Debtors.

Chapter 11

Case No. 16-50557

Jointly Administered

**NOTICE OF APPEARANCE AND
REQUEST FOR SERVICE OF PAPERS AND
REQUEST TO BE ADDED TO THE MASTER SERVICE LIST**

PLEASE TAKE NOTICE that the undersigned attorneys, Crystal R. Axelrod and Neil E. Herman of the law firm of Morgan, Lewis & Bockius LLP, enter their Notice of Appearance in this matter as counsel for Kimco Realty Corporation (“Kimco”) pursuant to 11 U.S.C. § 1109(b) and Rule 9010 of the Federal Rules of Bankruptcy Procedure (the “Bankruptcy Rules”), and respectfully request that all notices or papers served or required to be served in this case pursuant to Bankruptcy Rules 2002(a), (b), (f) & (g), 3017(a), and 9007, or otherwise, be served upon the undersigned at the office addresses, facsimiles and email addresses shown below:

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¹ The Debtors in these cases, along with the last four digits of each Debtor's Federal Tax Identification Number, are: Buffets, LLC (2294); Hometown Buffet, Inc. (3002); OCB Restaurant Company, LLC (7607); OCB Purchasing, Co. (7610); Ryan's Restaurant Group, LLC (7895); Fire Mountain Restaurants, LLC (8003); and Tahoe Joe's Inc. (7129). The address for all Debtors is 120 Chula Vista Drive, Hollywood Park, Texas 78232.

PLEASE TAKE FURTHER NOTICE that the foregoing request, pursuant to applicable law, includes notices and papers referred to in the Bankruptcy Rules and additionally includes, without limitation, notices of any application, complaint, demand, hearing, motion, order, pleading or other request, formal or informal, whether transmitted or conveyed by mail, electronically, via telephone or otherwise. Kimco also requests that it be provided with a copy of any disclosure statement to be submitted prior to its approval and any and all plans of reorganization.

This Notice of Appearance and any subsequent filing shall not be deemed or construed to be a waiver of the rights of Kimco (i) to have final orders in non-core matters entered only after de novo review by a United States district judge; (ii) to trial by jury in any proceedings so triable in this case or any case, controversy, or proceeding arising in, under, or related to this case; (iii) to have a United States district court withdraw the reference in any proceeding subject to mandatory or discretionary withdrawal; or (iv) or any other rights, claims, actions, defenses, setoffs, or recoupments to which Kimco is or may be entitled, in law or in equity, all of which rights, claims, actions, defenses, setoffs, and recoupments are reserved and not waived.

Kimco additionally requests that the Debtors and the Clerk of the Court place the foregoing names and addresses on any mailing matrix or list of creditors to be prepared or existing in the above-styled and numbered case.

Dated: March 11, 2016

Respectfully submitted,

MORGAN, LEWIS & BOCKIUS LLP

By: /s/ Crystal R. Axelrod

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**admission pro hac vice pending*

ATTORNEYS FOR KIMCO REALTY
CORPORATION

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing Notice of Appearance was served (a) on March 11, 2016, by electronic transmission upon all parties eligible to receive service through this Court's CM/ECF system, and (b) on March 16, 2016, by U.S. Mail upon the individuals and entities listed below:

Akerman, LLP

Three Brickell City Centre
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Attn: Andrea S. Hartley, Esq.; Amy M.
Leitch, Esq.; Ester A. McKean, Esq.

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Office of the United States Trustee

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Donlin, Recano & Company, Inc.

Re: Buffets, LLC, et al.
P.O. Box 899
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By: /s/ Crystal R. Axelrod
Crystal R. Axelrod